S.B. Criminal Misc. Bail Application No.3411/2006

Date : 07.08.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. T.S. Champawat for the applicants.
Mr. V.R. Mehta, Public Prosecutor.

I have heard learned counsel for the applicants as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

Learned counsel for the applicants submits that co-accused has already been enlarged on bail by this Court in S.B. Criminal Misc. Bail Application No.2719/2006 vide order dated 05.07.2006. He further submits that case of the present applicants is not different, then, the co-accused who has already been granted bail, therefore, the applicants may also be enlarged on bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

Taking into consideration the overall facts and circumstances of the present case, I think it just and proper to enlarge the accused applicants on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicantss (1) Man Singh son of Nain Singh and (2) Manohar Singh son of Nain Singh be released on bail in CR No.293/2005 P.S. Pipar Saher, District Jodhpur, provided each of them executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

vijayant